

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

SAVIENT PHARMACEUTICALS, INC.,)

Plaintiff,)

v.)

SANDOZ, INC. and UPSHER-SMITH)
LABORATORIES, INC.,)

Defendants.)

Civil Action No.
06-cv-5782 (PGS)

STIPULATION DISMISSING
CLAIMS AND
COUNTERCLAIMS WITHOUT
PREJUDICE
(Fed. R.Civ.P. 41)

Plaintiff Savient Pharmaceuticals, Inc. ("Savient") and Defendants Sandoz, Inc. ("Sandoz") stipulate that the claims alleged against Sandoz in the Complaint and the counterclaims alleged against Savient in Sandoz's Amended Answer to the Complaint are withdrawn without prejudice pursuant to Rules 41(a) and 41(c) of the Federal Rules of Civil Procedure.

Dated: ~~December 27~~, 2007
Jan 2, 2008

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SO ORDERED

Peter G. Sheridan

Peter G. Sheridan, U.S.D.J.